

AO 45.5 (Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

OSCAR HERNANDEZ-PORTILLO
aka Oscar Rene Villanueva-Hernandez

CASE NUMBER: 08cr2859-JM

I, OSCAR HERNANDEZ-PORTILLO, aka Oscar Rene Villanueva-Hernandez, the above
named defendant, who is accused of committing the following offense:

Title 8, U.S.C., Sec. 1326(a) and (b)-Deported Alien Found in the United States
(Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby
waive in open court on 8/28/08 prosecution by indictment and consent that the
proceeding may be by information rather than by indictment.

[Signature]
Defendant

[Signature]
Counsel for Defendant

Before

[Signature]
Judicial Officer

